

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

Complete if Known

<b>Application Number</b>	10/811,690
<b>Filing Date</b>	March 29, 2004
<b>First Named Inventor</b>	J. Christopher Marmo
<b>Art Unit</b>	1796
<b>Examiner Name</b>	Nutter, Nathan M.

(Use as many sheets as necessary)

Sheet	1	of	2	Attorney Docket: 1128-01-PA-TD
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**US PATENT DOCUMENTS**

Examiner Initial *	Cite No	USP Document Number	Publication Date (MM/DD/YYYY)	Name of Patentee or Applicant of cited Document	Filing Date If Appropriate
/NN/		RE37,558	02/26/2002	Abrams et al.	
		4,691,820	09/08/1987	Martinez	
		5,159,360	10/27/1992	Stoy et al.	
		5,704,468	01/06/1998	Lust et al.	
		6,029,808	02/29/2000	Peck et al.	
		6,082,533	07/04/2000	Smith et al.	
		6,190,651	02/20/2001	Nakada et al.	
		6,309,723	10/30/2001	Ding et al.	
/NN/		6,531,432	03/11/2003	Molock et al.	

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No	Foreign Document No	Publication Date (MM/DD/YYYY)	Name of Patentee or Applicant of cited Document	T <sup>2</sup>
/NN/		WO 98/55155	12/10/1998	Bausch & Lomb Incorporated	
		WO 03/066714 A1	08/14/2003	The Lions Eye Institute of Western Australia Incorporated	
/NN/		WO 03/077792 A2	09/23/2003	Johnson & Johnson Vision Care, Inc.	

**OTHER DOCUMENTS -- NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
IMPROPER CITATIONS		Notice of Allowance mailed August 10, 2008 from corresponding Application No. 11/669,353, filed January 31, 2007.	
NOT PRIOR ART		Office Action mailed January 9, 2009 from corresponding Application No. 11/669,353, filed January 31, 2007.	
NOT PATENT OR		Notice of Allowance mailed July 9, 2010 from corresponding Application No. 11/669,353, filed January 31, 2007.	
NON-PATENT		Final Office Action mailed December 7, 2009 from corresponding Application No. 11/669,353, filed January 31, 2007.	
LITERATURE		Office Action mailed March 31, 2009 from corresponding Application No. 11/669,353, filed January 31, 2007.	
		Notice of Allowance mailed December 2, 2008 from corresponding Application No. 11/669,353, filed January 31, 2007.	

EXAMINER

/Nathan Nuttier/ (09/01/2010)

DATE CONSIDERED

Substitute Disclosure Statement Form (PTO-1449)

\* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language translation is attached.

Substitute for form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)				<i>Complete if Known</i> <b>Application Number</b> 10/811,690 <b>Filing Date</b> March 29, 2004 <b>First Named Inventor</b> J. Christopher Marmo <b>Art Unit</b> 1796 <b>Examiner Name</b> Nutter, Nathan M.	
Sheet	2	of	2	<b>Attorney Docket:</b> 1128-01-PA-TD	

### OTHER DOCUMENTS -- NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
<b>IMPROPER CITATIONS NOT PRIOR ART</b>		<del>Final Office Action mailed September 8, 2006 from corresponding Application No. 11/009,359, filed January 31, 2007.</del>	
		<del>Office Action mailed December 18, 2007 from corresponding Application No. 11/009,359, filed January 31, 2007.</del>	
	/NN/	PCT International Search Report completed 06 August 2004 and mailed 09 September 2004 from related PCT Application No. PCT/US04/09482, filed 29 March 2004 (2 pages).	
	/NN/	PCT Written Opinion completed 06 August 2004 and mailed 09 September 2004 from related PCT Application No. PCT/US04/09482, filed 29 March 2004 (5 pages).	
	/NN/	Supplementary European Search Report dated 21 July 2006 and mailed 31 July 2006 from related EP Application No. EP 04 76 0220 (3 pages).	

**EXAMINER** /Nathan Nutter/ (09/01/2010)

**DATE CONSIDERED**